

# **EXHIBIT 175**

1 UNITED STATES DISTRICT COURT  
2 NORTHERN DISTRICT OF OHIO  
3 EASTERN DIVISION  
4

5 -----) MDL No. 2804

6 IN RE: NATIONAL PRESCRIPTION )

7 OPIATE LITIGATION )

8 -----) Case No. 17-md-2804

9 THIS DOCUMENT RELATES TO: )

10 ALL CASES )

11 -----) Hon. Dan A. Polster

12

13 HIGHLY CONFIDENTIAL

14 SUBJECT TO FURTHER CONFIDENTIALITY REVIEW

15

16 VIDEOTAPED DEPOSITION OF

17 KELLY JAMES BAKER

18

19 January 24, 2019

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21 Indianapolis, Indiana

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1 staff you had and the system that you were given,  
2 right?

3 A. Correct.

4 MR. ELSNER: Okay. I -- I don't think I have  
5 any other questions. I pass the witness.

6 EXAMINATION

7 BY MR. CLARK:

8 Q. Mr. Baker, I just have a couple of very  
9 brief clarification questions.

10 Is that all right?

11 A. Sure. Sure, sure.

12 Q. Do you remember today being shown a number  
13 of e-mails where you identified for more senior  
14 officials at CVS certain areas of improvement that you  
15 had identified in the SOM practices and procedures?

16 A. Yes.

17 Q. I gather you understood it was an open  
18 environment where you could readily raise such issues,  
19 correct?

20 MR. ELSNER: Objection.

21 BY THE WITNESS:

22 A. Oh, yeah, yeah.

23 BY MR. CLARK:

24 Q. Was there ever a time when you felt you

1 did not have the resources or time to complete your  
2 job?

3 A. That's kind of -- I think we had the  
4 resources I needed to do my job. Time, that's --  
5 that's hard to answer that because I -- you know,  
6 sometimes I could get done early, sometimes I could  
7 get done later. If the reports -- the internet were  
8 slow, your report would come in, say, 15 minutes  
9 instead of two minutes, that kind of stuff, so.

10 I wouldn't say I didn't have enough time.  
11 It just took time. You know, sometimes it was longer  
12 than others a bit.

13 Q. You were always able to perform your job  
14 then?

15 A. Correct, yeah, I always left the day able  
16 to sleep at night.

17 Q. And I think, moving to another topic,  
18 there were a number of times today when you were  
19 testifying about the staffing of the SOM team after  
20 Mr. Burtner's leaving CVS.

21 Do you remember that?

22 A. Correct.

23 Q. And I think a couple of times you  
24 testified that it was you and Shauna Helfrich who were